

House Committee on Health and Welfare

Minutes of Meeting
2016 Regular Session
May 24, 2016

I. CALL TO ORDER

Representative Frank A. Hoffmann, chairman of the House Committee on Health and Welfare, called the meeting to order at 9:31 a.m. in Room 5, in the State Capitol in Baton Rouge, Louisiana. The secretary called the roll.

II. ROLL CALL

MEMBERS PRESENT:

Representative Lawrence A. "Larry" Bagley
Representative Bob Hensgens
Representative Dodie Horton
Representative Katrina R. Jackson
Representative H. Bernard LeBas
Representative Tanner D. Magee
Representative Dustin Miller
Representative Helena N. Moreno
Representative J. Rogers Pope
Representative Julie Stokes
Representative Thomas P. Willmott, vice chairman
Representative Frank A. Hoffmann, chairman

MEMBERS ABSENT:

Representative Kenny R. Cox
Representative Marcus L. Hunter
Representative Mike Johnson
Representative Robert A. Johnson

STAFF MEMBERS PRESENT:

Felicie Jackson, secretary
Brandi Cannon, attorney
Drew Murray, legislative analyst

ADDITIONAL ATTENDEES PRESENT:

Vivian Hurst, sergeant-at-arms
Faye Talbot, sergeant-at-arms
Dmitris McGruder, clerk

III. DISCUSSION OF LEGISLATION**Senate Concurrent Resolution No. 87 by Senator Johns**

Senator Johns presented Senate Concurrent Resolution No. 87, which requests the Louisiana Board of Pharmacy to study and make recommendations regarding the use of the terms "specialty drug" and "specialty pharmacy".

Representative LeBas offered amendments, which require the board to engage and solicit input from persons knowledgeable about access to specialty drugs.

Representative LeBas offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 9 yeas and 0 nays. Representatives Bagley, Hensgens, Horton, Jackson, LeBas, Magee, Moreno, Pope, and Hoffmann voted yea.

Representative LeBas offered a motion to report Senate Concurrent Resolution No. 87 with amendments. Without objection, Senate Concurrent Resolution No. 87 was reported with amendments by a vote of 11 yeas and 0 nays. Representatives Bagley, Hensgens, Horton, Jackson, LeBas, Magee, Dustin Miller, Moreno, Pope, Willmott, and Hoffmann voted yea.

Witness cards submitted by individuals who did not speak are as follows: 3 in support. Witness cards are included in the committee records.

Senate Bill No. 131 by Senator Johns

Senator Johns presented Senate Bill No. 131, which limits costs for pharmacists services.

Representative LeBas offered a motion to report Senate Bill No. 131 favorably. Without objection, Senate Bill No. 131 was reported favorably by a vote of 11 yeas and 0 nays. Representatives Bagley, Hensgens, Horton, LeBas, Magee, Dustin Miller, Moreno, Pope, Stokes, Willmott, and Hoffmann voted yea.

Witness cards submitted by individuals who did not speak are as follows: 4 in support. Witness cards are included in the committee records.

House Resolution No. 173 by Representative Leger

Representative Leger presented House Resolution No. 173, which urges the Dept. of Health and Hospitals not to establish freestanding emergency departments as a type of licensed facility in this state.

Representative Pope offered a motion to report House Resolution No. 173 favorably. Without objection, House Resolution No. 173 was reported favorably by a vote of 11 yeas and 0 nays. Representatives Bagley, Hensgens, Horton, Jackson, LeBas, Magee, Dustin Miller, Pope, Stokes, Willmott, and Hoffmann voted yea.

Witness cards submitted by individuals who did not speak are as follows: 1 in support. Witness cards are included in the committee records.

Senate Bill No. 429 by Senator Barrow

Senator Barrow presented Senate Bill No. 429, which provides for the Louisiana State Board of Medical Examiners.

Representative Jackson offered amendments, which:

1. Makes technical changes.
2. Changes the board to consist of seven voting members appointed by the governor and subject to Senate confirmation.
 - a. Two members from a list of names submitted by the Louisiana State Medical Society. One of the members so appointed shall practice in a parish or municipality with a population of less than twenty thousand people.
 - b. One member from a list of names submitted by the Louisiana State University Health Sciences Center at New Orleans and the Louisiana State University Health Sciences Center at Shreveport.
 - c. One member from a list of names submitted by the Tulane University School of Public Health and Tropical Medicine.

Representative Jackson offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 10 yeas and 0 nays. Representatives Bagley, Hensgens, Horton, Jackson, Magee, Dustin Miller, Pope, Stokes, Willmott, and Hoffmann voted yea.

Representative Jackson offered amendments in concept to delete lines 7 through 21 on page 5.

Representative Jackson offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 11 yeas and 0 nays. Representatives Bagley, Hensgens, Horton, Jackson, Magee, Dustin Miller, Moreno, Pope, Stokes, Willmott, and Hoffmann voted yea.

Dr. J. Michael Burdine, Louisiana State Board of Medical Examiners, 630 Camp St, New Orleans, LA, 70130, (225) 343-2492, spoke to provide information only on Senate Bill No. 429.

Dr. Christy L. Valentine, Louisiana Medical Association and Louisiana State Board of Medical Examiners, 630 Camp St, New Orleans, LA, 70130, (504) 606-1050, spoke to provide information only on Senate Bill No. 429.

Representative Jackson offered amendments, which make technical changes.

Representative Jackson offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 11 yeas and 0 nays. Representatives Bagley, Hensgens, Horton, Jackson, Magee, Dustin Miller, Moreno, Pope, Stokes, Willmott, and Hoffmann voted yea.

Representative Jackson offered a motion to report Senate Bill No. 429 with amendments. Without objection, Senate Bill No. 429 was reported with amendments by a vote of 11 yeas and 0 nays. Representatives Bagley, Hensgens, Horton, Jackson, Magee, Dustin Miller, Moreno, Pope, Stokes, Willmott, and Hoffmann voted yea.

There were no other witness cards submitted in support, opposition, nor for information.

Senate Bill No. 230 by Senator Peterson

On behalf of Senator Peterson, Rodney Braxton, Law Offices of Kinney Ellinghausen, 543 Spanish Town Rd, Baton Rouge, LA, 70802, (225) 381-0166, presented Senate Bill No. 230, which provides relative to the Health Education Authority of Louisiana (HEAL).

Jacob Johnson, HEAL, 300 LaSalle St, Ste B, New Orleans, LA, 70112, (225) 975-5313, spoke to provide information only on Senate Bill No. 230 and provided a handout, Exhibit A, which is included in the committee records.

Representative Moreno offered amendments, which make technical changes.

Representative Moreno offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 9 yeas and 0 nays. Representatives Hensgens, Horton, LeBas, Magee, Dustin Miller, Moreno, Pope, Willmott, and Hoffmann voted yea.

Representative Hoffmann offered amendments, which make technical, corrective, and clarifying changes; and to specify that all of the following laws are applicable to HEAL:

1. The Public Records Law (R.S. 44:1 et seq.).
2. The Open Meetings Law (R.S. 42:11 et seq.).
3. The Code of Governmental Ethics (R.S. 42:1101 et seq.).
4. Law relative to audits of books and records of public bodies by the legislative auditor (R.S. 24:513).

Representative Hoffmann offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 9 yeas and 0 nays. Representatives Hensgens, Horton, LeBas, Magee, Dustin Miller, Moreno, Pope, Willmott, and Hoffmann voted yea.

Janet Hays, 2206 Soniat St, New Orleans, LA, 70115, (504) 274-6091, spoke in support of Senate Bill No. 230.

Representative Hoffmann offered amendments to make technical changes.

Representative Hoffmann offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 11 yeas and 0 nays. Representatives Bagley, Hensgens, Horton, Jackson, LeBas, Magee, Dustin Miller, Moreno, Stokes, Willmott, and Hoffmann voted yea.

Representative Moreno offered a motion to report Senate Bill No. 230 with amendments. Without objection, Senate Bill No. 230 was reported with amendments by a vote of 11 yeas and 0 nays. Representatives Bagley, Hensgens, Horton, Jackson, LeBas, Magee, Dustin Miller, Moreno, Stokes, Willmott, and Hoffmann voted yea.

Witness cards submitted by individuals who did not speak are as follows: 4 in support. Witness cards are included in the committee records.

House Concurrent Resolution No. 134 by Representative Jackson

Representative Jackson presented House Concurrent Resolution No. 134, which directs the Louisiana State Board of Medical Examiners to study and make recommendations concerning a potential tiered approach for placing physicians on probation and a best practice for the reporting of the probationary status of a physician to patients.

Representative Hoffmann offered a motion to report House Concurrent Resolution No. 134 favorably. Without objection, House Concurrent Resolution No. 134 was reported favorably by a vote of 11 yeas and 0 nays. Representatives Bagley, Hensgens, Horton, Jackson, LeBas, Magee, Dustin Miller, Moreno, Stokes, Willmott, and Hoffmann voted yea.

There were no witness cards submitted in support, opposition, nor for information.

IV. OTHER BUSINESS

There was no other business to discuss.

V. ANNOUNCEMENTS

There were no announcements.

VI. ADJOURNMENT

The meeting was adjourned at 10:53 a.m.

Respectfully submitted,

Chairman Frank A. Hoffmann
House Committee on Health and Welfare

Date adopted: